

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

Holly Yencha)	14-cv-578
)	
Plaintiff(s),)	
v.)	
ZeoBIT LLC)	Civil Action No.
)	
Defendant(s).)	

STIPULATION SELECTING ADR PROCESS

Counsel report that they have met and conferred regarding Alternative Dispute Resolution (ADR) and have reached the following stipulation pursuant to L.R. 16.2 and the Court's ADR Policies and Procedures.

I. PROCESS

Select one of the following processes:

Mediation
 Early Neutral Evaluation (ENE)
 Court sponsored Binding¹ Arbitration
 Court sponsored Non-binding Arbitration
 Private ADR (please identify process and provider)

Other (please identify process and provider) Private Mediation - See Dkt. 11 at No. 6

***If you are utilizing a private process, be advised that the case is still governed by the Court's ADR Policies and Procedures. It is the responsibility of counsel to ensure that all of the proper forms are timely submitted and filed, as required by Polices and Procedures.**

II. COSTS

The parties have agreed to share the ADR costs as follows (do not complete percentages for court sponsored arbitration. For that process costs are paid by the court in accordance with 28 USC §658.):

50 % by Plaintiff
50 % by Defendant

If a dispute arises as to compensation and costs for the mediator/neutral evaluator/private arbitrator, the Court will set reasonable compensation and costs.

III. NEUTRAL

¹ For binding arbitration, please complete form "Stipulation to Binding Arbitration" located on the Court's website at www.pawd.uscourts.gov

The parties hereby designate by agreement the following individual to serve as a Neutral in the above-styled action:

Name of Neutral:	See Dkt. 11 at No. 6
Address of Neutral:	Id.
Telephone & FAX Numbers:	Id.
Email address of Neutral:	Id.

The parties represent that they have contacted the selected prospective neutral and have determined that the neutral is available to conduct the ADR session within the time prescribed by the Court's Policies and Procedures and that the neutral does not have a conflict.

IV. PARTICIPANTS

Name of the individual(s) who will be attending the mediation or early neutral evaluation session in accordance with Sections 3.8A and 4.10A of the Court's ADR Policies and Procedures:

For Plaintiff(s)	Holly Yencha	Please see attached.
For Defendant	ZeoBIT LLC	Name and title Matthew Brown, Attorney
For Defendant	_____	Name and title
For 3d party Deft	_____	Name and title
	_____	Name and title

If there is insufficient space to list all parties who will be attending the session, please add additional sheets as necessary.

Each party certifies that the representative(s) attending the ADR session on its behalf has full and complete settlement authority.

V. ACKNOWLEDGMENT

We, the undersigned parties to this action, declare that this stipulation is both consensual and mutual.

Dated: August 27, 2014 /s/ William R. Caroselli
Attorney for Plaintiff

Dated: August 27, 2014 /s/ Matthew D. Brown
Attorney for Defendant
4/15/09

IV. PARTICIPANTS (continued)

For Plaintiff Holly Yencha

Jay Edelson, Attorney
Rafey S. Balabanian, Attorney
Benjamin H. Richman, Attorney
Courtney Booth, Attorney